

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John J. Fowler et al.
Serial No.: 10/775,898
Confirmation No.: 1393
Filed: February 10, 2004
For: METHOD AND SYSTEM FOR MONITORING
COMPUTER NETWORKS AND EQUIPMENT

Examiner: Gillis, Brian J.
Art Unit: 2441

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being electronically filed in accordance with §1.6(a)(4) on the 15th day of June, 2009.

/Thomas J. McGinnis/

Thomas J. McGinnis, Reg. No. 58,026

Commissioner for Patents

**INFORMATION DISCLOSURE STATEMENT FILED PURSUANT TO THE DUTY OF
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. §1.114.

No fee or certification is required.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the concurrently filed form PTO/SB/08a.

The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application.

The applicant would like to bring to the Examiner's attention the following co-pending applications that may contain subject matter related to this application:

<u>Serial No.</u>	<u>Filing Date</u>	<u>Inventor(s)</u>
10/775,899 (now U.S. Publication No. US2004-0163102A1)	February 10, 2004	John Fowler
11/608,639 (now U.S. Publication No. US2007-0088823A1)	December 8, 2006	John J. Fowler
12/029,042 (now U.S. Publication No. US2009-0064046A1)	February 11, 2008	Childers et al.
PCT/US00/29689	October 26, 2000	John J. Fowler, et al.

The Applicant would like to bring to the Examiner's attention the enclosed International Search Report from corresponding International Application No. PCT/US00/29689.

The Applicant would also like to bring to the Examiner's attention the enclosed International Preliminary Examination Report from corresponding International Application No. PCT/US00/29689.

The Applicant would also like to bring to the Examiner's attention the enclosed Search Reports from the following International Applications: EP04750067, PCT/US02/02326, PCT/US02/09178 and PCT/US02/09179.

The Applicant would also like to bring to the Examiner's attention the enclosed Canadian Office Action from Canadian Patent Application No. 2,395,450, dated May 2, 2008.

PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement, other than U.S. Patents and U.S. Patent Application Publications listed on a Form PTO/SB/08a, are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. Any concurrently filed form PTO/SB/08a be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

John J. Fowler et al., Applicants

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